

Belvedere: March 28, 2005
Jerry Butler

Corte Madera: **TO:** Transportation Authority of Marin Commissioners
Melissa Gill

Fairfax: **RE:** Regional Measure 2 Project - Sir Francis Drake Boulevard Widening,
Lew Tremaine Cooperative Agreement No,2005-02 with the City of Larkspur

Larkspur:
Joan Lundstrom Dear Commissioners:

Mill Valley: At the March 24, 2005 meeting, TAM adopted a resolution affirming the updated
Dick Swanson Initial Project Report and authorized the Executive Director to request a FY04/05 allocation; and directed staff to send a letter to Caltrans requesting the project be added to Marin 101 HOV project.

Novato:
Pat Eklund

Ross: The Metropolitan Transportation Committee (MTC) Planning and Allocation
Tom Byrnes Committee approved the Initial Project Report and the allocation request for the construction phase of the Sir Francis Drake Widening Project at the April 13th

San Anselmo: meeting. The full Commission is expected to act upon the request at the April
Peter Breen 27th Meeting. This is now TAM's second allocation request related to the

San Rafael: Regional Measure 2 (RM2) funding which includes this request, along with the
Al Boro request to hire a project manager and to begin work on the environmental document for the Highway 101 Greenbrae Interchange Corridor project.

Sausalito: The City of Larkspur will be the implementing agency for the Sir Francis Drake
Amy Belser Widening Project while TAM's role is the project sponsor. In order to allow for the transfer of funds from the MTC to the City of Larkspur, TAM will need to

Tiburon: enter into a Cooperative Agreement with the City. According to the RM2 Policies
Alice Fredericks and Procedures, the implementing agency and project sponsor are required to expend funds to advance the project and then request a reimbursement from the MTC. As the implementing Agency, the City of Larkspur will in turn enter into an Agreement with Caltrans to construct the project.

County of Marin: Recently, Caltrans, the City of Larkspur and TAM staff met to review the project
Susan Adams scope and discuss the opportunity to add the RM2 Sir Francis Drake widening project as a construction change order to Segment 2 (Corte Madera Creek) of the Marin 101 HOV Gap Closure project. Caltrans agreed to this approach to implement the widening project and is currently working with the City to incorporate it into the GAP Closure project. Construction is scheduled to be complete this summer.
Hal Brown
Steve Kinsey
Charles
McGlashan
Cynthia Murray

Recommendation

1. Approve the attached Cooperative Agreement between TAM and the City of Larkspur.

Sincerely,

Craig Tackabery
Executive Director

Attachments: Cooperative Agreement

COOPERATIVE AGREEMENT NO. 2005-02

**BETWEEN
THE TRANSPORTATION AUTHORITY OF MARIN
AND
THE CITY OF LARKSPUR**

This Agreement is made and entered into as of this day _____, by and between the **CITY OF LARKSPUR** hereinafter referred to as "**CITY**" and the **TRANSPORTATION AUTHORITY OF MARIN** herein referred to as "**TAM.**"

RECITALS

- 1) On March 2, 2004, voters approved Regional Measure 2, increasing the toll for all vehicles on the seven state-owned toll bridges in the San Francisco Bay Area by \$1.00, with this extra dollar funding various transportation projects within the region that have been determined to reduce congestion or to make improvements to travel in the toll bridge corridors, as identified in SB 916 (Chapter 715, Statutes of 2004), commonly referred as Regional Measure 2 ("RM2").
- 2) RM2 establishes the Regional Traffic Relief Plan and lists specific capital projects and programs and transit operating assistance eligible to receive RM2 funding as identified in Streets and Highways Code Sections 30914(c) & (d).
- 3) MTC adopted policies and procedures for the implementation of the RM2 Regional Traffic Relief Plan on June 23, 2004, as amended on November 17, 2004, specifying the allocation criteria and project compliance requirements for RM2 funding (MTC Resolution No. 3636).
- 4) The TAM serves as the Marin County Congestion Management Agency and is an eligible project sponsor.
- 5) Sir Francis Drake Blvd. Widening Improvement project is identified as capital project number 11 under RM 2 and is eligible to receive RM 2 funding as identified in Streets and Highways Code Sections 30914(c).
- 6) The TAM has submitted a request for the allocation of RM 2 funds for the Sir Francis Drake Blvd. Widening Improvement project.

- 7) TAM does not own any facilities in the area and is merely providing RM2 funding for work proposed by the City of Larkspur and Caltrans.
- 8) Attachment A-2 to this Agreement, attached hereto and incorporated herein as though set forth at length, lists the project and phase for which the Transportation Authority of Marin has requested RM2 funding and the reimbursement schedule and amount recommended for allocation.
- 9) Attachment B-2 to this Agreement, attached hereto and incorporated herein as though set forth at length, lists the required project specific conditions, which must be met prior to execution of the allocation and any reimbursement of RM2 funds.
- 9) Attachment C-2 to this Agreement, attached hereto and incorporated herein as though set forth at length, includes MTC staff's review of the Transportation Authority of Marin's Initial Project Report (IPR) for this project.
- 10) Attachment D-2 attached hereto and incorporated herein as though set forth at length, lists the cash flow of RM2 funds and complementary funding for the deliverable/useable RM2 project segment.

NOW, therefore, as a valuable consideration the parties hereto agree as follows:

1. The forgoing recitals are true and correct.
2. TAM Agrees:
 - a. To request RM2 funds in an amount of \$330,000 as set forth in attachment A-2, providing for up to \$325,000 reimbursement to the City of Larkspur in accordance with the provisions of RM2 Regional Traffic Relief Policy and Procedures. TAM will submit request for reimbursement to the MTC within ten (10) working days upon receipt from the City.
3. City of Larkspur Agrees:
 - a. To implement the project in accordance with the provisions of RM2 Regional Traffic Relief Policy and Procedures as further described in attachment A-2;

- b. The reimbursement of RM2 funds are further conditioned upon the project specific conditions as set forth in Attachment B-2;
- c. Provide all necessary documentation in accordance with RM2 Regional Traffic Relief Policy and Procedures;
- d. Obtain all necessary permits;
- e. Comply with all applicable provisions of Local, State, and Federal Law;
- f. Post at both ends of the construction site at least two signs visible to the public stating that the project is funded with RM2 Toll Revenues;
- g. Submit a final invoice, including supporting documentation, at the conclusion of the project. The City may invoice TAM for eligible expenses as frequently as monthly;

4. It is Mutually Agreed:

- a. Should RM2 funds as set forth in attachment A-2 not be allocated to TAM from the MTC this Agreement shall be null and void.
- b. This Agreement shall terminate upon completion and acceptance of the roadway improvements by the City of Larkspur, and after final reimbursement to the City by TAM, or on December 30, 2008, whichever is earlier in time.
- c. The CITY shall indemnify and hold harmless TAM, its Commissioners, officers, agents and employees from any and all claims, demands, injury, and/or liability, direct or indirect, incurred by reason of any act or omission of CITY, its officers, agents, employees, and sub-contractors, under or in connection with the RM2 program and this funding agreement. CITY agrees at its own cost, expense, and risk, to defend any and all claims, actions, suits, or other legal proceedings brought or instituted against TAM, its Commissioners, officers, agent, and employees, or any of them, arising out of such act or omission, and to pay and satisfy any resulting judgments

CITY OF LARKSPUR

TRANSPORTATION AUTHORITY OF MARIN

By _____
Mayor

By _____
Chair

Approved as to legal form and content:

By _____
Legal Counsel

By _____
Legal Counsel

Program: Regional Measure 2
Project No: 11.2
Project Title: Sir Francis Drake Boulevard Widening
Agency: Transportation Authority of Marin

April 27, 2005
W.I.: 1255
Referred by: PAC

Attachment A-2
MTC Resolution No. 3649
Page 1 of 1

**REGIONAL MEASURE 2
Deliverable/Useable Segment
Allocation of Regional Measure 2 Funds**

Allocation No. 2					
Activities to be funded with Allocation #2:					
This project is to widen from two to three lanes westbound Sir Francis Drake Blvd for a distance of less than one mile, from roughly the entrance/exit of the Golden Gate Bridge, Highway and Transportation District Larkspur Ferry Terminal to the northbound U.S. 101 ramps.					
Funding Information for Allocation #2:					
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date
05364902	27-Apr-05	\$ 330,000	CON	FY 2004-05	\$ 330,000

Date: April 27, 2005
W.I.: 1255
Referred by: PAC

Attachment B-2
MTC Resolution No. 3649
Page 1 of 1

REGIONAL MEASURE 2
Project Specific Conditions
Sir Francis Drake Boulevard Widening Project
RM2 Project No. 11.2

Lead Sponsor: Transportation Authority of Marin
Project Title: No. 11.2 - Sir Francis Drake Boulevard Widening

The allocation and reimbursement of RM2 funds for the above project are conditioned upon the following:

1. Approval of the allocation package by the Transportation Authority of Marin Board of Directors. The allocation package consists of the Initial Project Report (IPR), resolution of project compliance, environmental clearance documentation, and opinion of legal counsel.
- 2 The Transportation Authority of Marin may invoice MTC for eligible expenses as frequently as monthly, in accordance with the cash flow plan.



Regional Measure 2 Regional Traffic Relief Plan

April 27, 2005
MTC Resolution No. 3649
Attachment C-2

RM2 Project Number: 11.2 Sir Francis Drake Boulevard Widening

Lead Sponsor	Other Sponsors(s)	Implementing Agency (if applicable)
Transportation Authority of Marin	N/A	Caltrans
Legislated Project Description Greenbrae Interchange/Larkspur Ferry Access Improvements. Provide enhanced regional and local access around the Greenbrae Interchange to reduce traffic congestion and provide multimodal access to the Richmond-San Rafael Bridge and Larkspur Ferry Terminal by constructing a new full service diamond interchange at Wornum Drive south of the Greenbrae Interchange, extending a multiuse pathway from the new interchange at Wornum Drive to East Sir Francis Drake Boulevard and the Cal Park Hill rail right-of-way, adding a new lane to East Sir Francis Drake Boulevard and rehabilitating the Cal Park Hill Rail Tunnel and right-of-way approaches for bicycle and pedestrian access to connect the San Rafael Transit Center with the Larkspur Ferry Terminal. Sixty-five million dollars (\$65,000,000). The project sponsor is Marin County Congestion Management Agency.		
RM2 Legislated Funding (in \$1,000)		Total Estimated Project Cost (in \$1,000)
Total Overall Funding: \$65,000		\$430
11.1 U.S. 101 Greenbrae Interchange Improvements (\$48,948)		
11.2 Sir Francis Drake Blvd. Widening (\$429)		
11.3 Cal Park Hill Tunnel Rehabilitation and Class 1 Bikeway (\$7,092)		
11.4 Central Marin Ferry Access Improvements (\$8,531)		
Project Purpose and Description This project is to widen westbound Sir Francis Drake Blvd from roughly the entrance/exit from the Golden Gate Bridge, Highway and Transportation District Larkspur Ferry Terminal to the northbound U.S. 101 ramps. The City of Larkspur has longstanding desires to widen the two existing westbound through lanes to three lanes on Sir Francis Drake Blvd. The City already invested about \$100,000 to remove a railroad trestle that was the primary constraint to this widening last year after the structure was hit by a crane.		
Funding Description Committed Funds: RM2 - \$330,000; City of Larkspur - \$100,000 Uncommitted Funds: Operating Capacity: The project will be maintained by the City of Larkspur.		

Overall Project Cost and Schedule

Phase	Scope	Start	End	Cost (in \$1,000)
1	Final Environmental Document	07/2003	07/2003	\$50
2	Plans, Specifications and Estimates	07/2003	07/2003	\$50
3	Right-of-Way	N/A	N/A	\$0
4	Construction	04/2005	09/2005	\$330
Total:				\$430

Total Project Funding Plan: Committed and Uncommitted Sources

(Amounts Escalated in Thousands)

Project Title		Sir Francis Drake Boulevard Widening					Project No. 11.2				
Lead Sponsor		Transportation Authority of Marin									
Fund Source	Phase	Prior	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	Future	Total	
Committed											
City of Larkspur	ENV	50								50	
City of Larkspur	PSE		50							50	
RM2	CON		330							330	
										0	
										0	
										0	
										0	
										0	
Total:		50	380	0	0	0	0	0	0	430	
Uncommitted											
										0	
										0	
										0	
										0	
Total:		0	0	0	0	0	0	0	0	0	
Total Project Committed and Uncommitted											
		Prior	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	Future	Total	
Total:		50	380	0	0	0	0	0	0	430	

REGIONAL MEASURE 2
Sir Francis Drake Boulevard Widening
Transportation Authority of Marin
Deliverable/Useable Segment

April 27, 2005
Attachment D-2
MTC Resolution No. 3649
Page 1 of 1

Cash Flow Plan

As Adopted April 27, 2005

RM2 Project #11.2	PRIOR	FY 2004-05	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	TOTAL
RM2 Funds Total	-	-	-	-	-	-	-
Environmental (ENV)	0	0	0	0	0	0	0
							0
							0
							0
							0
							0
Final Design (PS&E)	0	0	0	0	0	0	0
							0
							0
							0
							0
Right of Way	0	0	0	0	0	0	0
							0
							0
							0
							0
Construction CON	0	330,000	0	0	0	0	330,000
		330,000					330,000
							0
							0
							0
TOTAL FUNDING							
Environmental	0	0	0	0	0	0	0
Final Design (PS&E)	0	0	0	0	0	0	0
Right of Way	0	0	0	0	0	0	0
Construction	0	330,000	0	0	0	0	330,000
PROJECT TOTAL	0	330,000	0	0	0	0	330,000